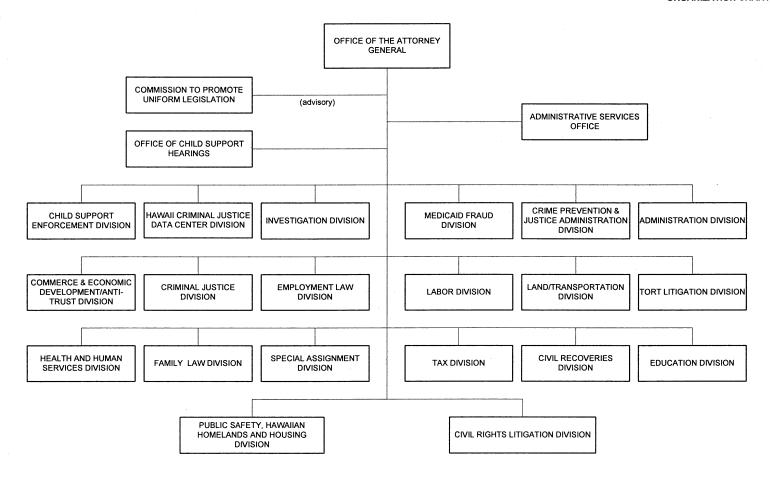


STATE OF HAWAII DEPARTMENT OF ATTORNEY GENERAL ORGANIZATION CHART



DEPARTMENT OF THE ATTORNEY GENERAL Department Summary

Mission Statement

To provide legal and other services to the State, including the agencies, officers, and employees of the executive, legislative, and judicial branches of the Hawaii government.

Department Goals

To safeguard the rights and interests of the people of the State of Hawaii by being the defender of and advocate for the people and undertaking appropriate legal and other actions on their behalf, to protect the State's interest in legal matters by providing excellent and timely legal advice and representation to the executive, legislative, and judicial branches; to preserve, protect, and defend the constitution and laws of the State of Hawaii and the United States, to enforce the State's constitution and laws, and to facilitate the enforcement of federal law; and to assist and coordinate statewide programs and activities that improve the criminal justice system and law enforcement.

1.]	Number	of cases	settled,	tried,	or	decided
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- 2. Percentage of complete dispositions on CJIS-Hawaii
- 3. Efficiency rating: Dollars collected per dollar expended

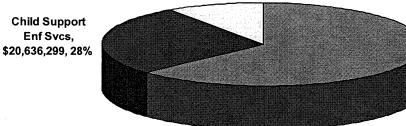
<u>F Y 2010</u>	<u> </u>
25,800	25,800
93.0%	93.0%
5	5

EV 2010

FB 2009-2011 Operating Budget by Major Program Area

FY 2010

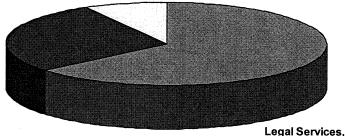
State Criminal Just Info & ID, \$7,168,773, 10%



Legal Services, \$46,679,476, 62%

FY 2011

State Criminal Just Info & ID, \$6,165,273, 8%



TOX 2 0 0 4 4

\$46,679,476, 64%

Child Support

Enf Svcs,

\$20,636,299, 28%

DEPARTMENT OF THE ATTORNEY GENERAL MAJOR FUNCTIONS

- Provides legal services to the state agencies and employees; represents the State in all civil litigations in which the State is a party; conducts civil and criminal investigations; drafts and approves as to form the legality of various documents.
- Prosecutes criminal offenses, such as Medicaid fraud, welfare fraud, tax fraud, unemployment fraud, organized crime, and other crime against the public order; and initiates, develops and performs or coordinates programs, projects and activities on the subject of crime.
- Oversees the actions of the trustees of charitable trusts and to bring any abuse or deviation by the trustees to the attention of the probate court for possible correction.
- Seeks to enforce the federal and state antitrust laws to benefit businesses and consumers in the State of Hawaii and the overall welfare of the State of Hawaii

- Responsible for the enforcement of the Master Settlement Agreement pursuant to the Hawaii Revised Statutes Chapter 675 (HRS Chapter 675, State's Tobacco Liability Act); and the Cigarette Tax Stamp requirements and prohibition against the sale of Gray Market cigarettes.
- Maintains the automated statewide information system that collects, maintains, and disseminates individual criminal history record information for those arrested and fingerprinted.
- Administers the Child Support Enforcement Program, which involves initiating legal or administrative actions required to secure financial support for children.
- Provides a fair and impartial administrative forum for the expeditious resolution of child support disputes through the Office of Child Support hearings.

MAJOR PROGRAM AREAS

The Department of the Attorney General has programs in the following major program areas:

Social Services

ATG 500

Child Support Enforcement Services

Government-Wide Support

ATG 100

Legal Services

Public Safety

ATG 231

State Criminal Justice Information and Identification

Department of the Attorney General (Operating Budget)

		Allocation		
		FY 2009	FY 2010	FY 2011
Funding Sources:	Positions	362.43	348.43	348.43
General Funds	\$	28,420,414	25,263,159	25,263,159
		18.00	22.00	22.00
Special Funds		1,958,662	2,346,782	2,346,782
		178.00	178.00	178.00
Federal Funds		26,391,051	25,117,352	25,117,352
		0.00	0.00	0.00
Trust Funds		6,193,203	6,067,383	6,067,383
		55.35	55.35	55.35
Interdepartmental T	ransfers	8,406,976	7,976,110	7,976,110
		33.50	33.50	33.50
Revolving Funds		6,063,275	6,882,176	5,878,676
		0.00	0.00	0.00
Other Funds	•	0	831,586	831,586
		647.28	637.28	637.28
Total Requirements		77,433,581	74,484,548	73,481,048

Major Adjustments in the Executive Budget Request: (general funds unless noted)

- 1. Deletes 8.50 vacant positions and \$3,364,475 each year in Legal Services that includes anticipated vacancies, Career Criminal Prosecution and Victim Assistance, Sex Assault contract, and miscellaneous costs. Deletes 1.50 vacant positions and \$42,876 in federal funds in each year.
- 2. Deletes 1.00 vacant Criminal ID Supervisor position and \$199,521 in each year which includes R&M of data processing equipment for the Automated Fingerprint ID System.
- 3. Deletes 5.00 vacant positions and \$155,036 in each year for the Hawaii Criminal Justice Data Center.
- 4. Deletes \$417,782 in general funds and \$810,989 in federal funds each year in other current expenses in the Child Support Enforcement Agency.

PROGRAM ID:

PROGRAM STRUCTURE NO.

PROGRAM TITLE:

DEPARTMENT OF ATTORNEY GENERAL

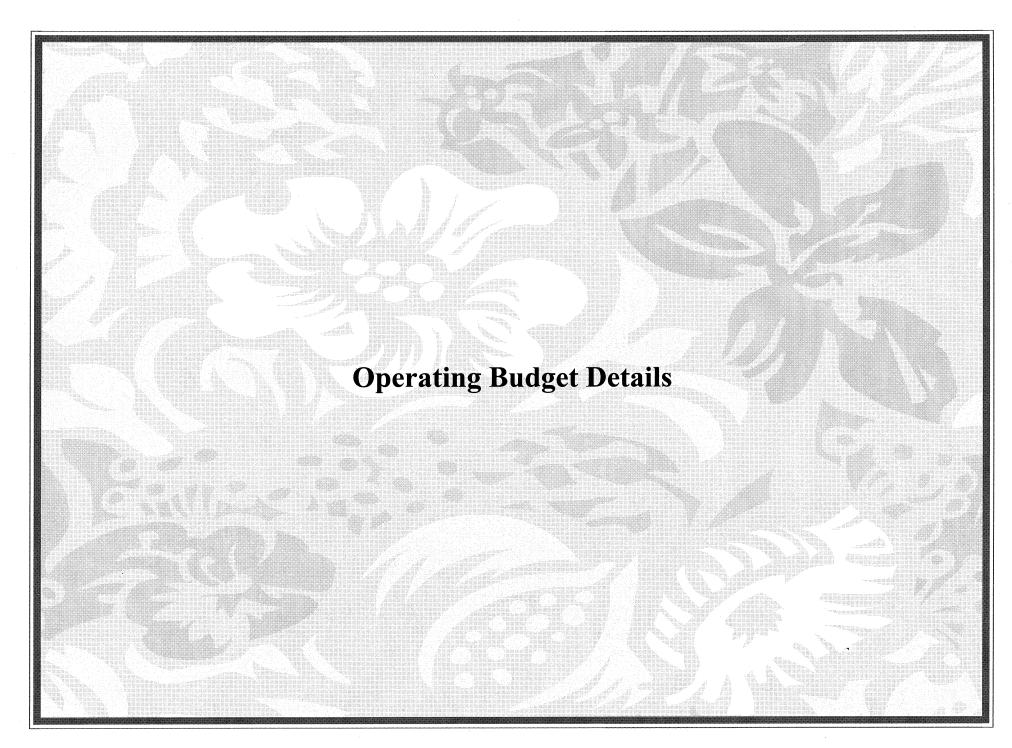
		IN THOUSANDS						
PROGRAM EXPENDITURES	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15
OPERATING COST	620.93*	643.53*	637.28*	637.28*	637.4*	637.4*	637.4*	637.4*
PERSONAL SERVICES	35,876,266	38,712,413	40,000,461	40,000,461	40,001	40,001	40,001	40,001
OTHER CURRENT EXPENSES EQUIPMENT	30,131,892 170,255	35,707,406 55,925	34,480,587 3,500	33,480,587	33,482	33,482	33,482	33,482
TOTAL OPERATING COST	66,178,413	74,475,744	74,484,548	73,481,048	73,483	73,483	73,483	73,483
				i				
BY MEANS OF FINANCING				1				
	347.59*	360.43*	348.43*	348.43*	348.6*	348.6*	348.6*	348.6*
GENERAL FUND	30,145,031	28,517,535	25,263,159	25,263,159	25,262	25,262	25,262	25,262
	18.00*	18.00*	22.00*	22.00*	22.0*	22.0*	22.0*	22.0*
SPECIAL FUND	1,392,551	1,886,698	2,346,782	2,346,782	2,347	2,347	2,347	2,347
	171.74*	178.00*	178.00*	178.00*	177.9*	177.9*	177.9*	177.9*
OTHER FED. FUNDS	21,805,527	25,717,152	25,117,352	25,117,352	25,120	25,120	25,120	25,120
	*	*	*	*	*	*	*	*
TRUST FUNDS	4,790,345	5,379,798	6,067,383	6,067,383	6,068	6,068	6,068	6,068
	53.10*	53.60*	<i>55</i> .35*	55.35*	55.4*	55.4*	55.4*	55.4*
INTERDEPT. TRANSFER	4,763,237	6,978,057		7,976,110	7,976	7,976	7,976	7,976
	30.50*	33.50*	33.50*	33.50*	33.5*	33.5*	33. <i>5</i> *	33.5*
REVOLVING FUND	3,281,722	5,996,504	6,882,176	5,878,676	5,879	5,879	5,879	5,879
	*	*	*	*	*	*	*	*
OTHER FUNDS			831,586	831,586	831	831	831	831
TOTAL POSITIONS	620.93*	643.53*	637.28*	637.28*	637.40*	637.40*	637.40*	637.40*
TOTAL PROGRAM COST	66,178,413	74,475,744	74,484,548	73,481,048	73,483	73,483	73,483	73,483

Department of Attorney General (Capital Improvements Budget)

Funding Sources	FY 2010	FY 2011
Funding Sources:		
General Obligation Bonds	0	0
Federal Funds	0	0
Total Requirements	0	0

Highlights of the Executive CIP Budget Request: (general obligation bonds unless noted)

1. None.



PROGRAM ID:

PROGRAM STRUCTURE NO. 06

PROGRAM TITLE:

SOCIAL SERVICES

					IN THOUS	IN THOUSANDS	
FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15
240.68*	250.00*	250.00*	250.00*	250.0*	250.0*	250.0*	250.0*
10,021,917	11,094,275	11,818,206	11,818,206	11,819	11,819	11,819	11,819
11,790,925 20,432	10,794,279	8,818,093	8,818,093	8,819	8,819	8,819	8,819
21,833,274	21,888,554	20,636,299	20,636,299	20,638	20,638	20,638	20,638
		222202020202 #\$:					
81.94*	85.00*	85.00*	85.00*	85.1*	85.1*	85.1*	85.1*
4,067,732	4,383,482	3,689,179	3,689,179	3,689	3,689	3,689	3,689
158.74*	165.00*	165.00*	165.00*	164.9*	164.9*	164.9*	164.9*
15,494,601	15,343,274	14,743,699	14,743,699	14,745	14,745	14,745	14,745
*	*	*	*	*	*	*	*
2,270,941	2,161,798	2,149,383	2,149,383	2,150	2,150	2,150	2,150
*	*	*	*	*	*	*	*
		54,038	54,038	54	54	54	54
240.68*	250.00*	250.00*	250.00*	250.00*	250.00*	250.00*	250.00*
21,833,274	21,888,554	20,636,299	20,636,299	20,638	20,638	20,638	20,638
-	240.68* 10,021,917 11,790,925 20,432 21,833,274 21,833,274 81.94* 4,067,732 158.74* 15,494,601 * 2,270,941 *	FY2007-08 FY2008-09 240.68* 250.00* 10,021,917 11,094,275 11,790,925 10,794,279 20,432 21,833,274 21,888,554	FY2007-08 FY2008-09 FY2009-10 240.68* 250.00* 250.00* 10,021,917 11,094,275 11,818,206 11,790,925 10,794,279 8,818,093 20,432 21,833,274 21,888,554 20,636,299	FY2007-08 FY2008-09 FY2009-10 FY2010-11 240.68* 250.00* 250.00* 250.00* 10,021,917 11,094,275 11,818,206 11,818,206 11,790,925 10,794,279 8,818,093 8,818,093 20,432 21,888,554 20,636,299 20,636,299 21,833,274 21,888,554 20,636,299 20,636,299 4,067,732 4,383,482 3,689,179 3,689,179 158,74* 165.00* 165.00* 165.00* 15,494,601 15,343,274 14,743,699 14,743,699 * * * * 2,270,941 2,161,798 2,149,383 2,149,383 * 54,038 54,038	FY2007-08 FY2008-09 FY2009-10 FY2010-11 FY2011-12 240.68* 250.00* 250.00* 250.00* 250.00* 10,021,917 11,094,275 11,818,206 11,818,206 11,819,206 11,790,925 10,794,279 8,818,093 8,818,093 8,819 20,432 21,888,554 20,636,299 20,636,299 20,638 21,833,274 21,888,554 20,636,299 20,636,299 20,638 81.94* 85.00* 85.00* 85.00* 85.1* 4,067,732 4,383,482 3,689,179 3,689,179 3,689,179 3,689 15,494,601 15,343,274 14,743,699 14,743,699 14,743,699 14,745 * * * * * * 2,270,941 2,161,798 2,149,383 2,149,383 2,150 * 54,038 54,038 54	FY2007-08 FY2008-09 FY2009-10 FY2010-11 FY2011-12 FY2012-13 240.68* 250.00* 250.00* 250.00* 250.00* 250.00* 250.00* 10,021,917 11,094,275 11,818,206 11,818,206 11,819 11,819 11,790,925 10,794,279 8,818,093 8,818,093 8,819 8,819 20,432 21,888,554 20,636,299 20,636,299 20,638 20,638 21,833,274 21,888,554 20,636,299 20,636,299 20,638 20,638 81.94* 85.00* 85.00* 85.00* 85.1* 85.1* 4,067,732 4,383,482 3,689,179 3,689,179 3,689 3,689 158.74* 165.00* 165.00* 165.00* 164.9* 164.9* 15,494,601 15,343,274 14,743,699 14,743,699 14,745 14,745 * * * * * * 2,270,941 2,161,798 2,149,383 2,149,383 2,150	FY2007-08 FY2008-09 FY2009-10 FY2010-11 FY2011-12 FY2012-13 FY2013-14 240.68* 250.00*

REPORT P61-A

PROGRAM ID:

ATG500

PROGRAM STRUCTURE NO. 06020403

PROGRAM TITLE:

CHILD SUPPORT ENFORCEMENT SERVICES

					IN THOUSANDS				
PROGRAM EXPENDITURES	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15	
OPERATING COST	240.68*	250.00*	250.00*	250.00*	250.0*	250.0*	250.0*	250.0	
PERSONAL SERVICES	10,021,917	11,094,275	11,818,206	11,818,206	11,819	11,819	11,819	11,819	
OTHER CURRENT EXPENSES EQUIPMENT	11,790,925 20,432	10,794,279	8,818,093	8,818,093	8,819	8,819	8,819	8,819	
TOTAL OPERATING COST	21,833,274	21,888,554	20,636,299	20,636,299	20,638	20,638	20,638	20,638	
BY MEANS OF FINANCING				!					
	81.94*	85.00*	85.00*	85.00*	85.1*	85.1*	85.1*	85.1	
GENERAL FUND	4,067,732	4,383,482	3,689,179	3,689,179	3,689	3,689	3,689	3,689	
	158.74*	165.00*	165.00*	165.00*	164.9*	164.9*	164.9*	164.9	
OTHER FED. FUNDS	15,494,601	15,343,274	14,743,699	14,743,699	14,745	14,745	14,745	14,745	
	*	*	*	*	*	*	*	,	
TRUST FUNDS	2,270,941	2,161,798	2,149,383	2,149,383	2,150	2,150	2,150	2,150	
	*	*	*	*	*	*	*	, , , , , , , , , , , , , , , , , , ,	
OTHER FUNDS			54,038	54,038	54	54	54	54	
TOTAL POSITIONS	240.68*	250.00*	250.00*	250.00*	250.00*	250.00*	250.00*	250.00	
TOTAL PROGRAM COST	21,833,274	21,888,554	20,636,299	20,636,299	20,638	20,638	20,638	20,638	

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:
PROGRAM STRUCTURE:
PROGRAM TITLE:

ATG500
6020403
CHILD SUPPORT ENFORCEMENT SERVICES

	FY 2007-08	FY 2008-09	FY 2009-10	FY 2010-11	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15
MEASURES OF EFFECTIVENESS								
 % OF CASES WITH PATERNITY ESTABLISHED % OF CASES WITH SUPPORT ORDERS ESTABLISHED % OF CURRENT SUPPORT COLLECTED % OF DELINQUENT SUPPORT COLLECTED DOLLARS COLLECTED PER \$1 EXPENDED 	98 63 60 45 5	98 65 62 47 5	98 65 62 47 5	98 65 62 47 5	98 65 62 47 5	98 65 62 47 5	98 65 62 47 5	98 65 62 47 5
PROGRAM TARGET GROUPS								
 CHILDREN BORN OUT OF WEDLOCK CHILD SPPT OBLIGORS WHOSE WHEREABOUTS UNKNOWN CHILDREN WITHOUT CHILD SUPPORT ORDERS CHILD SPPT OBLIGORS DELINQUENT IN MAKING PAYMENTS 	6698 17000 34352 24573	6200 15000 32000 26000	6200 15000 32000 26000	6200 15000 32000 26000	6200 15000 32000 26000	6200 15000 32000 26000	6200 15000 3200 2600	6200 15000 3200 2600
PROGRAM ACTIVITIES								
1. NO. OF PATERNITY CASES ESTABLISHED 2. NO. OF CHILD SPPT ORDER CASES ESTABLISHED 3. DOLLAR AMOUNT OF CURRENT SUPPORT COLLECTED (\$M) 4. \$ AMOUNT OF CURRENT SUPPT PAYMENTS DISBURSED (\$M)	6832 59586 122 113	6900 62000 130 121	6900 62000 130 121	6900 62000 130 121	6900 62000 130 121	6900 62000 130 121	6900 6200 130 121	6900 6200 130 121
DROCDAM DEVENUES BY TYPE (IN THOUSANDS of DOLLARS)								
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) REVENUE FROM OTHER AGENCIES: FEDERAL NON-REVENUE RECEIPTS	9,850 1,560	9,500 1,560	9,500 1,560	9,500 1,560	9,500 1,560	9,500 1,560	9,500 1,560	9,500 1,560
TOTAL PROGRAM REVENUES	11,410	11,060	11,060	11,060	11,060	11,060	11,060	11,060
PROGRAM REVENUES BY FUND (IN THOUSANDS of DOLLARS)								
SPECIAL FUNDS	11,410	11,060	11,060	11,060	11,060	11,060	11,060	11,060
TOTAL PROGRAM REVENUES	11,410	11,060	11,060	11,060	11,060	11,060	11,060	11,060

A. Statement of Program Objectives

The Child Support Enforcement Agency (CSEA) is a division under the Department of the Attorney General that assures child support payments from absent parents and reimburses the State for monies paid to meet the increasing demands of public assistance programs. CSEA also enables children who are deprived of financial support from their absent parents to obtain support through the establishment of paternity; establishment of child, spousal, and medical support orders; and enforcement of support orders.

The child support enforcement program is a partnership of federal, State, county, and private resources. In addition to the reimbursement to the State's public assistance programs, the agency also receives 66% federal matching funds for its operating costs and requires only 34% of its operating costs to be paid through the State's general fund.

B. <u>Description of Request and Compliance with Section</u> 37-68(1)(A)(B)

The biennium budget reduction includes the 10% reduction of the agency's General Fund appropriation, which is equivalent to a total decrease of the agency's budget in General Fund of \$417,782 and Special Fund (Federal matching) of \$810,989. The breakdown of such decrease in terms of General Fund by categories is listed as follows:

item #	Description	Fund Type	10% cut
1	Process server	General	63,451.48
2	Postage	General	134,805.92
3	Information system lifecycle	General	71,400.00
4	Travel	General	9,000.00
5	Security guard services	General	20,000.00
6	Cut the Investigator III posn from the Deadbeat Parent Unit	General	12,000.00
7	Case mgt. and quality assurance funds	General	107,125.08

C. <u>Description of Activities Performed</u>

CSEA locates parents, establishes paternity, establishes and enforces financial and medical support orders, and provides customer services. According to the federal fiscal year 2008 performance report, CSEA managed approximately 120,000 child support cases and collected over \$122 million of child support in the federal fiscal year of 2008.

D. Statement of Key Policies Pursued

CSEA, in partnership with the federal Office of Child Support Enforcement, is committed to improve its operations according to federal performance effectiveness standards. They are (1) locating non-custodial parents, (2) establishing paternity, (3) establishing medical and financial support orders, (4) collecting and distributing child support, (5) enforcing child support orders, and (6) providing customer service.

E. Identification of Important Program Relationships

CSEA collects child support from parents on welfare and reimburses the Department of Human Services (for payments made to families. Penalties can be assessed on the total Temporary Assistance to Needy Families (TANF) grant to the State if CSEA fails to meet minimum federal requirements.

CSEA also works with the Department of Health to ensure that CSEA will obtain vital statistics necessary to update internal paternity establishment records.

F. <u>Description of Major External Trends Affecting the Program</u> N/A

G. Discussion of Cost, Effectiveness, and Program Size Data

The number of child support cases handled by CSEA has increased from 67,000 to 122,500 in the past ten years. Revenues collected during the federal fiscal year 2008 were over \$120 million; this is an increase of 180% since fiscal year 1994. Yet, for the same period, CSEA's staffing level has not changed very much.

H. <u>Discussion of Program Revenue</u>

CSEA receives 66% of its funding from the federal government. On average, CSEA receives approximately \$1.5 million dollars of incentive payments from the federal government each year. Effective federal fiscal year 2001, incentive funds are awarded based on five federally imposed performance measures:

(1) Establishment of paternity, (2) Support orders established, (3) Current support payment, (4) Arrearage support payments collected, and (5) Total dollars collected per \$1 of expenditure. In the past, child support agencies nationwide were able to receive federal matching funds for their incentive payments; however, this matching feature was repealed by the 2005 federal Deficit Reduction Act.

I. Summary of Analysis Performed

CSEA has experienced an increase in the number of child support cases for the years 1999 through 2008, from 98,300 cases to 122,500 cases. This is an increase of over 25% during this 10-year period. Child support collections have also increased from \$90 million to over \$120 million during this same period; an increase of over 34%. The agency is currently appropriated with 250 positions. However, there is a hiring freeze in place so the agency will not be able to recruit for vacant positions.

The 10% reduction (\$417,782) in General Funds is equivalent to a total fiscal decrease of \$1,228,771 because CSEA will also lose the 66% federal match. CSEA's non-recurring operating budget has not increased in at least seven years. With this substantial downward adjustment, CSEA will be underfunded for its operations, and certain services, such as order establishment, case enforcement, and system maintenance, will suffer. Additionally, customers will be negatively impacted because enforcement actions and collections may not be executed timely..

J. Further Considerations

None

REPORT P61-A

PROGRAM ID:

PROGRAM STRUCTURE NO. 09

PROGRAM TITLE:

PUBLIC SAFETY

in the second of		IN THOUSANDS						
PROGRAM EXPENDITURES	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15
OPERATING COST PERSONAL SERVICES OTHER CURRENT EXPENSES	58.00* 2,476,737 1,834,184	61.00* 2,428,816 4,008,177	55.00* 2,229,550	55.00* 2,229,550 3,935,723	55.0* 2,229 3,936	55.0* 2,229 3,936	55.0* 2,229 3,936	55.0× 2,229
EQUIPMENT	1,034,104	4,000	3,500	3,739,723	3,730	3,730	3,730	3,936
TOTAL OPERATING COST	4,310,921	6,440,993	7,168,773	6,165,273	6,165	6,165	6,165	6,165

BY MEANS OF FINANCING				1				
	29.50*	31.50*	25.50*	25.50*	25.5*	25.5*	25.5*	25.5
GENERAL FUND	1,904,205	1,783,892	1,521,154	1,521,154	1,521	1,521	1,521	1,521
	1.00*	*	*	*!	*	*	*	,
OTHER FED. FUNDS	308,858	1,757,594	1,757,594	1,757,594	1,758	1,758	1,758	1,758
	27.50*	29.50*	29.50*	29.50*	29.5*	29.5*	29.5*	29.5
REVOLVING FUND	2,097,858	2,899,507	3,837,357	2,833,857	2,834	2,834	2,834	2,834
	*	*	*	*	*	*	*	,
OTHER FUNDS			52,668	52,668	52	52	52	52
TOTAL POSITIONS	58.00*	61.00*	55.00*	55.00*	55.00*	<i>55</i> .00*	55.00*	55.00×
TOTAL PROGRAM COST	4,310,921	6,440,993		6,165,273	6,165	6,165	6,165	6,165

PROGRAM ID:

ATG231

PROGRAM STRUCTURE NO. 09010502

PROGRAM TITLE:

STATE CRIMINAL JUSTICE INFO & IDENTIFICA

		IN DOLLARS					IN THOUSANDS			
PROGRAM EXPENDITURES	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15		
OPERATING COST PERSONAL SERVICES OTHER CURRENT EXPENSES EQUIPMENT	58.00* 2,476,737 1,834,184		55.00* 2,229,550 4,935,723 3,500	55.00* 2,229,550 3,935,723	55.0* 2,229 3,936	55.0* 2,229 3,936	55.0* 2,229 3,936	55.0× 2,229 3,936		
TOTAL OPERATING COST	4,310,921	6,440,993	7,168,773	6,165,273	6,165	6,165	6,165	6,165		
						10 m ar 10 to 15 m in 16 m m				
BY MEANS OF FINANCING										
GENERAL FUND	29.50* 1,904,205	31.50* 1,783,892	25.50* 1,521,154	25.50* 1,521,154	25.5* 1,521	25.5* 1,521	25.5* 1,521	25.5 ³ 1,521		
OTHER FED. FUNDS	1.00* 308,858 27.50*	* 1,757,594 29.50*	* 1,757,594 29.50*	1,757,594 29.50*	* 1,758 29.5*	* 1,758 29.5*	* 1,758 29.5*	1,758 29.5		
REVOLVING FUND	27.50* 2,097,858	2,899,507	3,837,357	2,833,857	29.5* 2,834	2,834		29.5° 2,834		
OTHER FUNDS	•	•	52,668	52,668	52	52	52	52		
TOTAL POSITIONS	58.00*	61.00*	55.00*	55.00*	55.00*	55.00*	55.00*	55.00*		
TOTAL PROGRAM COST	4,310,921	6,440,993	7,168,773	6,165,273	6,165	6,165	6,165	6,165		

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID: ATG231
PROGRAM STRUCTURE: 90010502
PROGRAM TITLE: STATE CRIMINAL JUSTICE INFORMATION AND IDENTIFICATION

	FY 2007-08	FY 2008-09	FY 2009-10	FY 2010-11	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15
MEASURES OF EFFECTIVENESS								
 %CIV ID APPCT SVD MONTH MAIN OFF VS. OUT/LIAIS OFF AV# DAYS REQUIRD TO COMPLETE EXPUNGEMENT PROCESS AV # DAYS TO ENTER DISPOSITION DATA PER SEGMENT % COMPLETE DISPOSITIONS ON CJIS-HAWAII % OF ELIGIBLE SEX OFFENDERS THAT REGISTERED % REG SEX OFFENDERS WHO COMPLY WIVER PROCESS AV# DAYS TO COMPLETE CRIM HIS RECORD CHK REQUESTS AV# DAYS FOR CRIM FINGERPRTS TO BE RECVD BY FBI % MONTHLY LATENT FINGERPRT/PALMPRT HITS 	75 90 31 93 35 75 5 10	75 90 31 93 35 75 5 10	75 90 31 93 35 75 5 1	75 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1
PROGRAM TARGET GROUPS 1. PERSONS WITH CRIMINAL RECORDS 2. PERSONS WITH EXPUNGEABLE RECORDS 3. PERSONS WITH STATE ID CARDS 4. NO. CRIMINAL JUSTICE AGENCIES SVD (CNTY/STATE/FED) 5. CJIS-HAWAII USERS 6. PERSONS WITH ELIGIBLE SEX OFFENDER CHARGES 7. NUMBER OF AGENCIES USING AFIS	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	500000 247000 400500 100 4000 6500	500000 250000 400500 100 4000 6500	500000 250000 400500 100 4000 6500	500000 250000 400500 100 4000 6500
PROGRAM ACTIVITIES 1. # REG SEX OFFENDRS REQURING QTRLY VERIFICATION 2. #PUB ACC/WEB TRANSACTINS CONDUCTED ON CJIS-HAWAII 3. # OF INQUIRY TRANSACTIONS CONDUCTED ON CJIS-HAWAII 4. # OF EXPUNGEMENT REQUESTS PROCESSED/DENIED 5. # OF STATE ID CARDS ISSUED ANNUALLY 6. #NAME-BASED APPLICANT RECORD CHECKS PROCESSED 7. #FINGERPRT-BASED APPLICANT RECORD CHKS PROCESSED 8. # CRIMINAL FINGERPRINTS PROCESSED THRU AFIS 9. #LATENT FINGER/PALM PRINT SEARCHES DONE THRU AFIS 10. #CJIS-HAWAII RECS INDEXED ON INTERSTATE ID INDEX	2400 5500000 1200000 1200 80000 45000 25000 35000 10000 23000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 28000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 33000	2400 5500000 1200000 80000 4500 25000 35000 10000 38000	2500 6000000 1200000 65000 4500 26000 60000 10000 43000	2550 6100000 1200000 65000 4500 27000 60000 10000 48000	2600 6100000 1200000 65000 45000 27000 60000 10000 48000	2600 6100000 1200000 1200 65000 4500 27000 60000 10000 48000
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) REVENUE FROM OTHER AGENCIES: FEDERAL CHARGES FOR CURRENT SERVICES TOTAL PROGRAM REVENUES	98 1,822 1,920	590 1,670 2,260	1,670 1,670	501 501	1,170 1,170	1,170 1,170	1,170 1,170	1,170 1,170
PROGRAM REVENUES BY FUND (IN THOUSANDS of DOLLARS) SPECIAL FUNDS ALL OTHER FUNDS TOTAL PROGRAM REVENUES	98 1,822 1,920	590 1,670 2,260	1,670 1,670	501 501	1,170 1,170	1,170 1,170	1,170 1,170	1,170 1,170

A. Statement of Program Objectives

To provide complete, accurate, and timely criminal justice information for use by all criminal justice information for use by all criminal justice agencies through out the State and to provide a statewide system of civil and criminal identification based on fingerprints.

B. <u>Description of Request and Compliance with Section</u> 37-68(1)(A)(B)

The budget reflects the requested restrictions of 20%. The loss of positions and decrease in the maintenance for the statewide Automated Fingerprint Identification System (AFIS) will significantly impact the services provided to statewide law enforcement and criminal justice agencies in the areas of support for CJIS-Hawaii, AFIS, and the Sex Offender Registration program. We are requesting an increased spending ceiling for the State ID Revolving Fund which fully funds the State ID program, to cover office lease expenses for an alternate site for the program. In addition, a one-time additional appropriation is being requested to replace the automated State ID System because the maintenance and support for this system expires in August 2009.

C. Description of Activities Performed

<u>CJIS-Hawaii</u> – Operation of the automated statewide information system that collects, maintains, and disseminates criminal history record information for those arrested and fingerprinted. CJIS-Hawaii also includes a statewide database of temporary restraining orders and protection orders, and a DNA tracking application.

<u>Expungement of Arrest Records</u> – Research of an applicant's criminal history, the evaluation of expungement criteria, the issuance of orders and certificates, and the sealing of records.

<u>Criminal Identification</u> – Management of the statewide criminal fingerprint identification system of adult and certain juvenile offenders arrested and other records, including crime scene fingerprints (latents) received from law enforcement, custodial, and judicial agencies in the state.

<u>Civil Identification</u> – Issuing certificates of identification to all persons applying for such certification with the proper documentation.

<u>Criminal Records Clearance</u> – Conducting criminal history record checks mandated by law for specific programs or services, as well as checks administratively required for civil service employment, and other public or private agencies or individuals in response to specific clearance requests.

<u>Sex Offender Registration</u> – Registration of convicted sex offenders and the maintenance of this information on a statewide registry, pursuant to the requirements of federal and state legislation. Includes the 90-day verification requirement for registration information.

NCIC CJIS Systems Agency – Point of contact for the State as it relates to the access and support of the FBI's NCIC program. This includes maintaining the switch which provides connectivity to the FBI 24x7, training and certifying users, auditing, and ensuring the State complies with the security policies as defined by the FBI.

D. Statement of Key Policies Pursued

The integrated electronic capture of arrest information has been implemented in Hawaii, Kauai, and Honolulu counties. Work is currently underway in Maui county, and it is expected that Maui county will also be electronically capturing fingerprints and photographs at the time of booking by the end of 2008. The pilot to transfer this arrest information electronically to other criminal justice agencies has been implemented in Hawaii county. The Department of Public Safety has expanded this pilot to Kauai and Honolulu counties; the Judiciary is currently working toward this; and the HCJDC is working to expand this capability to the Honolulu Department of the Prosecuting Attorney.

The "lights out" interface with AFIS, which links AFIS with CJIS-Hawaii and enables more timely positive identification of arrested offenders with minimal human intervention, has been implemented and results in nearly 85% of identifications being processed automatically.

The State ID program continues its efforts to decentralize services for the general public by hosting off-site visits to communities outside of downtown Honolulu, and on Molokai and Lanai. In addition, the office now offers services until 6:00 p.m. on Thursdays.

E. <u>Identification of Important Program Relationships</u>

The HCJDC coordinates the civil identification (State ID System), AFIS, sex offender registration, and criminal history record (CJIS-Hawaii) functions for Hawaii's criminal justice agencies at both the state and county levels. As the point of contact for the FBI's NCIC/Nlets program, the HCJDC provides the oversight for the connectivity to the National Crime Information Center and to vital law enforcement and criminal justice information in the other 49 states.

F. Description of Major External Trends Affecting the Program

The accelerated initiatives at the federal level for criminal history information and homeland security continue to impact state programs directly. In addition, mandates imposed by the national Adam Walsh and Real ID Acts are also being considered at a policy-level for the state.

G. Discussion of Cost, Effectiveness, and Program Size Data

The HCJDC maintains more than 2 million records in CJIS-Hawaii, with an annual growth of 75,000. The AFIS system maintains over 400,000 automated fingerprint records and processes approximately 9,000 more first-time arrestees each year. Close to 800,000 record checks were requested in FY2008, and we expect to continue to process at least this many in subsequent years.

The demand for State ID cards resulted in the program issuing almost 80,000 cards in FY2008.

H. Discussion of Program Revenue

Recognizing the importance of improving criminal history information on CJIS-Hawaii, the Criminal History Record Improvement Revolving Fund was established by the Legislature to support this effort, and approximately \$50,000 is now collected monthly towards that purpose.

The Civil Identification program is completely self-supporting, through fees collected for the issuance of State ID cards at the current rate of \$67,000 monthly. The NCIC/Nlets responsibilities are somewhat self-supporting in that user fees are assessed to all county, state, and federal agencies that access these programs. However, only non-personnel costs are currently recouped.

I. Summary of Analysis Performed

A strategic plan for the Hawaii Integrated Justice Information Sharing (HIJIS) program was published in February 2008. This plan was developed with the input of all statewide criminal justice agencies, as well as non-criminal justice agencies that rely on the services of the HCJDC. This will assist the HCJDC in setting priorities for its systems and the technology needed to reach the goals laid out in the strategic plan.

J. Further Considerations

The overall concern for public safety in Hawaii and nationwide and the resulting demand for more accurate, complete, timely, and relevant criminal history information has never been more compelling because of the heightened awareness to do criminal history record checks since 9/11, including the increasing awareness of the public regarding the availability of this information and the public's right to access it. Attendance by HCJDC representatives at SEARCH Group meetings, FBI regional working group meetings, FBI Compact Council meetings, and other relevant conferences keep the State involved, allowing the State to proactively contribute to key policy and procedural matters at the national level and to plan for the incorporation of these federal initiatives into state program.

PROGRAM ID:

PROGRAM STRUCTURE NO. 11

PROGRAM TITLE:

GOVERNMENT-WIDE SUPPORT

	-					IN THOUSANDS				
PROGRAM EXPENDITURES	· · · · · · <u>-</u>	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15	
OPERATING COST		322.25*	332.53*	332.28*	332.28*	332.4*	332.4*	332.4*	332.4	
PERSONAL SERVICES		23,377,612	25,189,322	25,952,705	25,952,705	25,953	25,953	25,953	25,953	
OTHER CURRENT EXPENSES EQUIPMENT		16,506,783 149,823	20,904,950 51,925	20,726,771	20,726,771	20,727	20,727	20,727	20,727	
TOTAL OPERATING COST	_	40,034,218	46,146,197	46,679,476	46,679,476	46,680	46,680	46,680	46,680	
					• • • • • • • • • • • • • • • • • • •			, .		
BY MEANS OF FINANCING					1.					
		236.15*	243.93*	237.93*	237.93*	238.0*	238.0*	238.0*	238.0	
GENERAL FUND		24,173,094	22,350,161	20,052,826	20,052,826	20,052	20,052	20,052	20,052	
		18.00*	18.00*	22.00*	22.00*	22.0*	22.0*	22.0*	22.0	
SPECIAL FUND		1,392,551	1,886,698	2,346,782	2,346,782	2,347	2,347	2,347	2,347	
		12.00*	13.00*	13.00*	13.00*	13.0*	13.0*	13.0*	13.0	
OTHER FED. FUNDS		6,002,068	8,616,284	8,616,059	8,616,059	8,617	8,617	8,617	8,617	
TRUST FUNDS		2,519,404	3,218,000	3,918,000	3,918,000	3,918	3,918	3,918	3,918	
		53.10*	53.60*	55.35*	55.35*¦	55.4*	55.4*	55.4*	55.44	
INTERDEPT. TRANSFER		4,763,237	6,978,057	7,976,110	7,976,110	7,976	7,976	7,976	7,976	
		3.00*	4.00*	4.00*	4.00*	4.0*	4.0*	4.0*	4.0%	
REVOLVING FUND		1,183,864	3,096,997	3,044,819	3,044,819	3,045	3,045	3,045	3,045	
		*	*	*	*	*	*	*	x	
OTHER FUNDS				724,880	724,880	725	725	725	725	
TOTAL POSITIONS		322.25*	332.53*	332.28*	332.28*	332.40*	332.40*	332.40*	332.40	
TOTAL PROGRAM COST		40,034,218	46,146,197	46,679,476	46,679,476	46,680	46,680	46,680	46,680	

PROGRAM ID:

ATG100

PROGRAM STRUCTURE NO. 110301

PROGRAM TITLE:

LEGAL SERVICES

						IN THOUSANDS				
PROGRAM EXPENDITURES	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13	FY2013-14	FY2014-15		
OPERATING COST	322.25*	332.53*	332.28*	332.28*	332.4*	332.4*	332.4*	332.4*		
PERSONAL SERVICES	23,377,612	25,189,322	25,952,705	25,952,705	25,953	25,953	25,953	25,953		
OTHER CURRENT EXPENSES EQUIPMENT	16,506,783 149,823	20,904,950 51,925	20,726,771	20,726,771	20,727	20,727	20,727	20,727		
TOTAL OPERATING COST	40,034,218	46,146,197	46,679,476	46,679,476	46,680	46,680	46,680	46,680		
				i						
BY MEANS OF FINANCING										
	236.15*	243.93*	237.93*	237.93*	238.0*	238.0*	238.0*	238.0*		
GENERAL FUND	24,173,094	22,350,161	20,052,826	20,052,826	20,052	20,052	20,052	20,052		
	18.00*	18.00*	22.00*	22.00*	22.0*	22.0*	22.0*	22.0*		
SPECIAL FUND	1,392,551	1,886,698	2,346,782	2,346,782	2,347	2,347	2,347	2,347		
	12.00*	13.00*	13.00*	13.00*	13.0*	13.0*	13.0*	13.0*		
OTHER FED. FUNDS	6,002,068	8,616,284	8,616,059	8,616,059	8,617	8,617	8,617	8,617		
TRUST FUNDS	2,519,404	3,218,000	3,918,000	3,918,000	3,918	3,918	3,918	3,918		
	53.10*	53.60*	55.35*	55.35*	55.4*	55.4*	55.4*	55.4*		
INTERDEPT. TRANSFER	4,763,237	6,978,057	7,976,110	7,976,110	7,976	7,976	7,976	7,976		
	3.00*	4.00*	4.00*	4.00*	4.0*	4.0*	4.0*	4.0*		
REVOLVING FUND	1,183,864	3,096,997	3,044,819	3,044,819	3,045	3,045	3,045	3,045		
	*	*	*	*	*	*	*	*		
OTHER FUNDS			724,880	724,880	725	725	725	725		
TOTAL POSITIONS	322.25*	332.53*	332.28*	332.28*	332.40*	332.40*	332.40*	332.40*		
TOTAL PROGRAM COST	40,034,218	46,146,197	46,679,476	46,679,476	46,680	46,680	46.680	46,680		

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:
PROGRAM STRUCTURE:
PROGRAM TITLE:

ATG100
110301
LEGAL SERVICES

	FY	FY	FY	FY	FY	FY	FY	FY
	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15
MEASURES OF EFFECTIVENESS	2007 00	2000 00	2000 10	2010 11	2011 12	2012 10	2010 14	2014 10
1. #OF CASES SETTLED, TRIED OR DECIDED 2. #OF INVESTIGATIONS COMPLETED 3. #LEGAL OPINIONS & ADVICE ISSUED 4. #CONTRACTS, RULES REVIEWED AND/OR APPROVED 5. #OF LEGISLATIVE BILLS REVIEWED 6. \$AMOUNT OF JUDGMENTS COLLECTED FOR THE STATE 7. CIV RECOVERIES DIV EFF RATNG: COLL OVER EXPENSE (%)	24766 4398 2224 5982 11228 21683 8	25800 4500 2350 6250 8300 34000 8.5	25800 4500 2350 6250 10300 31000	25800 4500 2350 6250 11000 31000	25800 4500 2350 6250 10000 31000	25800 4500 2350 6250 11000 31000	25800 4500 2350 6250 10300 31000 9	25800 4500 2350 6250 11000 31000
PROGRAM TARGET GROUPS 1. EMPLOYEES AND OFFICERS OF STATE GOVERNMENT 2. PEOPLE OF HAWAII (MILLIONS)	73000	73000	73000	73000	73000	73000	73000	73000
	1.285	1.300	1.300	1.300	1.300	1.300	1.300	1.300
PROGRAM ACTIVITIES 1. #HOURS-PREP/APPR FOR ADMIN HRG, PUB MTG, CT APP 2. #HOURS - LEGAL RESEARCH, FACT GATHERING/DISCOVERY 3. #HOURS-LEGAL OPINIONS, ADVICE ISSUED 4. #HOURS-REVIEW, APPROVAL OF RULES 5. #HOURS-MATTERS RELATING TO CONTRACTS 6. #HOURS-MATTERS RELATING TO LEGISLATION	84554	78000	78000	78000	78000	78000	78000	78000
	99737	94000	94000	94000	94000	94000	94000	94000
	33384	31000	31000	31000	31000	31000	31000	31000
	29920	30000	30000	30000	30000	30000	30000	30000
	12155	12000	12000	12000	12000	12000	12000	12000
	10958	11000	11000	11000	11000	11000	11000	11000
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) TAXES LICENSES, PERMITS, AND FEES REVENUE FROM OTHER AGENCIES: FEDERAL REVENUE FROM OTHER AGENCIES: ALL OTHER CHARGES FOR CURRENT SERVICES NON-REVENUE RECEIPTS TOTAL PROGRAM REVENUES	1,350 53 5,559 350 859 2,696	1,300 60 5,382 350 810 1,900 9,802	1,300 60 4,730 350 965 1,700	1,300 60 4,579 350 965 1,700 8,954	1,300 60 4,061 350 965 1,700 8,436	1,300 60 4,061 350 965 1,700	1,300 60 4,061 350 965 1,700	1,300 60 4,061 350 965 1,700 8,436
PROGRAM REVENUES BY FUND (IN THOUSANDS of DOLLARS) GENERAL FUNDS SPECIAL FUNDS ALL OTHER FUNDS TOTAL PROGRAM REVENUES	767	450	250	250	250	250	250	250
	8,096	8,167	7,670	7,519	7,001	7,001	7,001	7,001
	2,004	1,185	1,185	1,185	1,185	1,185	1,185	1,185
	10,867	9,802	9,105	8,954	8,436	8,436	8,436	8,436

ATG100 Legal Services

A. Statement of Program Objectives

To facilitate compliance with and enforcement of state and federal laws by (1) providing legal advice and advisory opinions to the Governor, the Legislature, public officers, and department heads, (2) conducting civil and criminal investigations, (3) appear for the State in criminal or civil actions, and (4) to safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf.

B. <u>Description of Request and Compliance with Section 37-68(1)(A)(B)</u> The biennium budget includes the following requests:

- 1. Budget reduction scenario of 20% (tier 3) as request in the Budget Instructions.
- A federal fund ceiling increase for the Medicaid Fraud Unit to be a trade-off with other federal ceiling reductions.
- 3. A \$40,000 ceiling increase for expenditures relating to the DNA special fund to cover costs of collecting and processing DNA samples.
- 4. A ceiling increase of \$339,102 in the Solicitation of Funds for Charitable Purposes Special Fund.

C. <u>Description of Activities Performed</u>

- Represent the State, its agencies, and its officers in civil proceedings before state and federal courts.
- Represent the State, its agencies, and its officers in administrative proceedings.
- 3. Prosecute criminal offenses.
- Provide legal opinions and advice to the Governor, the Legislature, judges, state department heads, and public officers.

- Assist state departments and agencies in drafting and reviewing rules, regulations, and legislation.
- 6. Draft, review, and approve as to form various legal documents.
- 7. Enforce federal, state, and local laws, rules and regulations.
- 8. Monitor the operations of the Hawaii Career Criminal Program, the Victim-Witness Program, and the Witness Security and Protection Program.
- 9. Investigate civil and criminal matters.
- 10. Safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf (e.g., suits brought to enjoin unfair or deceptive trade practices).
- 11. Seek, apply for, and administer federal funding and other resources to enhance and expand the capabilities of the criminal justice and juvenile justice programs.
- 12. Coordinate and assess information on a statewide basis for the development of policies to improve the criminal justice and juvenile justice systems and programs.
- 13. Assist in the recovery of missing children.

D. Statement of Key Policies Pursued

The Department of the Attorney General is the State's chief legal and law enforcement agency. As such, it is responsible for providing legal services to the various state agencies and officers, representing the state and its agencies and officers in civil actions before state and federal courts and administrative agencies, and prosecuting individuals or entities that commit criminal offenses.

E. Identification of Important Program Relationships

The legal services program handles approximately 25,000 criminal and civil cases per year; provides over 2,000 legal opinions and advice to the Governor, Legislature, department heads, and State agencies; represents public officials and agencies in actions such as torts, labor, construction, and collections. In the law enforcement area, the program works with county and federal agencies to prosecute crimes and to administer state and federal grants, such as, for the Hawaii Career Criminal and Victim-Witness programs.

F. Description of Major External Trends Affecting the Program

The major external forces on this program are: number of civil cases filed against the State; number of requests for legal services and advice from state agencies, officers, and employees; number of hearings before federal and state administrative agencies; number of criminal and civil cases received for investigation; and the number of requests to prosecute enforcement actions.

G. Discussion of Cost, Effectiveness, and Program Size Data

The program size will vary from year to year because much of the legal work is dependent on the number and types of cases filed by or against the State, number of requests for legal advice from various state agencies, and number of administrative proceedings. However, considering past experiences, a general increase in the number, complexity, and cost of litigation should be expected.

H. Discussion of Program Revenue

This program only derives revenues from fees collected from notary public commissions. The present fees are \$40 for both new and renewal commissions. In FY 2008, the revenue for this program was \$52,955.

I. Summary of Analysis Performed

None.

J. Further Considerations

None.